

**Matthew A. Levin, OSB # 003054**  
MattLevin@MarkowitzHerbold.com  
**April M. Stone, OSB # 200937**  
AprilStone@MarkowitzHerbold.com  
MARKOWITZ HERBOLD PC  
1455 SW Broadway, Suite 1900  
Portland, OR 97201  
Tel: (503) 295-3085  
Fax: (503) 323-9105

Attorneys for Plaintiff  
and Counterclaim-Defendants

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF OREGON

PORTLAND DIVISION

**GREAT WEST CAPITAL, LLC**, a Delaware  
limited liability company,

Case No. 3:22-cv-00768-IM

Plaintiff, **COUNTERCLAIM-DEFENDANTS’  
UNOPPOSED MOTION FOR  
EXTENSION OF TIME TO  
RESPOND TO  
DEFENDANTS/COUNTERCLAIM-  
PLAINTIFFS’ COUNTERCLAIMS**

v.

**JACK PAYNE; JUNIPER MOUNTAIN  
CATTLE, LLC (RACHEL PAYNE,  
Manager)**, a Nevada limited liability company;  
and **NEVADA LIVESTOCK MARKETING,  
LLC (RACHEL PAYNE, Manager)**, a  
Nevada limited liability company,

Defendants/Counterclaim-  
Plaintiffs,

v.

**EASTGATE CATTLE COMPANY, LLC**, a  
limited liability company; and **ARTHUR H.  
BERG**, an individual,

Counterclaim-Defendants.

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### LOCAL RULE 7-1 CERTIFICATION

The undersigned counsel certifies that the parties conferred regarding the subject of this motion and that on August 5, 2022, defendants/counterclaim-plaintiffs Jack Payne, Juniper

Mountain Cattle, LLC, and Nevada Livestock Marketing LLC's counsel consented to the extension of time for counterclaim-defendants Eastgate Cattle Company, LLC and Arthur H. Berg to answer, plead, or otherwise respond to defendants/counterclaim-plaintiffs' counterclaims.

### **MOTION**

Counterclaim-defendants Eastgate Cattle Company, LLC, and Arthur Berg move for an extension of time from August 19, 2022, until September 30, 2022, to respond to defendants/counterclaim-plaintiffs' counterclaims. (Declaration of April Stone in Supp. of Mot. for Ext. Time to Respond to Counterclaims ("Stone Decl.") ¶¶ 2-3.) This is counterclaim-defendants' first request for an extension of time to answer defendants/counterclaim-plaintiffs' counterclaims. (*Id.* ¶ 4.) This declaration is not filed for the purpose of delay, and no party will be prejudiced by the granting of this motion. (*Id.* ¶ 5.)

DATED this 15th day of August 2022.

MARKOWITZ HERBOLD PC

By: *s/ April M. Stone*

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Defendants

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